

GOVERNOR'S REGULATORY REVIEW COUNCIL

This section of the Register contains information submitted for publication by the Governor's Regulatory Review Council. The Five-year Review Schedule is listed and will be updated as necessary. Also in this section will appear the tentative agendas for the monthly Council meetings and summaries of action taken by the Council at the monthly meetings.

NOTICE OF PUBLIC MEETING AND AGENDA

SEPTEMBER 9, 1997

GOVERNOR'S REGULATORY REVIEW COUNCIL

Pursuant to A.R.S. § 38-431.02, notice is hereby given to members of the Governor's Regulatory Review Council and the general public that the Governor's Regulatory Review Council will hold a regular meeting, open to the public, on **TUESDAY, SEPTEMBER 9, 1997**. This meeting will be held at 9 a.m. in the auditorium on the first floor of the INDUSTRIAL COMMISSION, 800 WEST WASHINGTON, PHOENIX, AZ 85007. For additional information, call the Governor's Regulatory Review Council office at (602) 542-2058. Pursuant to A.R.S. § 38-431.03(A)(3), the Governor's Regulatory Review Council may vote to go into executive session, which will not be open to the public, for the purpose of obtaining legal advice on any item on the agenda.

A. 9 a.m. - CALL TO ORDER

B. APPROVAL OF MINUTES OF:
August 5, 1997, meeting

C. CONFLICT OF INTEREST

D. CONSIDERATION OF FIVE-YEAR-REVIEW REPORTS:

1. **DEPARTMENT OF HEALTH SERVICES (F-97-0901)**
9 A.A.C. 7, Article 1, Children's Rehabilitative Services
2. **DEPARTMENT OF HEALTH SERVICES (F-97-0902)**
9 A.A.C. 13, Article 1, Hearing Evaluation Services
3. **DEPARTMENT OF ENVIRONMENTAL QUALITY (F-97-0903)**
18 A.A.C. 6, Article 1, Numeric Values and Information Submittal; Article 2, Pesticide Contamination Prevention; and Article 3, Groundwater Protection List
4. **ARIZONA STATE BOARD OF NURSING (F-97-0905)**
4 A.A.C. 19, Article 1, Definitions; Article 2, Arizona Nursing Programs; Article 3, Licensure; Article 4, REgulation; and Article 5, Extended Nursing Practice
5. **DEPARTMENT OF ENVIRONMENTAL QUALITY (F-97-0906)**
18 A.A.C. 11, Article 1, Water Quality Standards for Surface Waters; Article 4, Aquifer Water Quality Standards; and Article 5, Aquifer Boundary and Protected Use Classification
6. **DEPARTMENT OF WEIGHTS AND MEASURES (F-97-0907)**
20 A.A.C. 2, Article 1, Administration and Procedures; Article 2, Weighing and Measuring Devices; Article 3, Packaging and Labeling; Article 4, Method of Sale of Commodities; Article 5, Public Weighmasters; Article 6, Registered Service Representatives; Article 7, Motor Fuels and Petroleum Products; Article 8, Used Oil and Used Oil Fuel; and Article 9, Gasoline Vapor Control
7. **BOARD OF PHARMACY (F-97-0908)**
4 A.A.C. 23, Article 1, Administration; Article 2, Pharmacist Licensure; Article 3, Intern Training and Preceptors; Article 4, Professional Practices; Article 5, Drug Classification; Article 6, Permits and Distribution of Drugs; Article 7, Non-Pharmacy Licensed Outlets - General Provisions; Article 8, Poisons or Hazardous Substances; Article 9, Penalties and Miscellaneous; and Article 10, Uniform Controlled Substances and Drug Offenses

E. CONSIDERATION OF FIVE-YEAR-REVIEW REPORTS:

1. **DEPARTMENT OF ECONOMIC SECURITY (AR-97-0901)**
6 A.A.C. 3, Article 25, Grant Diversion

Repeal: R6-3-2501 through R6-3-2507

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2. **WATER INFRASTRUCTURE FINANCE AUTHORITY OF ARIZONA (AR-97-0807)**
18 A.A.C. 15, Article 1, Management; Article 2, Clean Water Revolving Fund; Article 3, Drinking Water Revolving Fund; and Article 4, Other Financial Assistance

New Sections: R18-15-101 through R18-15-112;
R18-15-201 through R18-15-208;
R18-15-301 through R18-15-308;
R18-15-401 through R18-15-403
3. **BOARD OF EXECUTIVE CLEMENCY (AR-97-0902)**
5 A.A.C. 4, Article 1, General Provisions; Article 2, Executive Clemency Actions; Article 3, Revocation; Article 5, Parole Revocation; Article 6, Executive Clemency Actions; Article 7, Other Board Actions; and Article 8, Work Furlough

New Sections: R5-4-101, R5-4-102, R5-4-201, R5-4-301, and R5-4-302
Repeal: R5-4-102, R5-4-502, R5-4-503, R5-4-601, R5-4-601, R5-4-603, R5-4-705, and R5-4-807
4. **ARIZONA STATE RETIREMENT BOARD (AR-97-0903)**
2 A.A.C. 8, Article 2, Retirement System

Amend: R2-8-123, Table 1, Table 2, and Table 3
Repeal: Table 5
New Table: Table 5
5. **DEPARTMENT OF REVENUE (AR-97-0904)**
15 A.A.C. 5, Article 4, Amusement Classification

Amend: Article 4, R15-5-403, R15-5-404, and R15-5-406
6. **DEPARTMENT OF AGRICULTURE (AR-97-0905)**
3 A.A.C. 4, Article 6, Arizona Native Plants

Amend: R3-4-613, R3-4-614, R3-4-616, and Appendix A
7. **ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AR-97-0906)**
9 A.A.C. 28, Article 5, Program Contractor and Provider Standards

Amend: R9-28-507
8. **DEPARTMENT OF ADMINISTRATION (AR-97-0907)**
2 A.A.C. 6, Article 1, General; Article 2, Traffic and Parking; Article 3, Solicitation; Article 4, Special Events; and Article 5, Severability

New Sections: Article 1, R2-6-101 through R2-6-114; Article 3, R2-6-301 through 311; and Article 4, R2-6-401 through R2-6-409
Re-number: R2-6-101 through R2-6-109, R2-6-201 through R2-6-209, R2-6-301, and R2-6-501
Repeal: R2-6-201 through R2-6-207 and R2-6-212
Amend: R2-6-501
9. **BOARD OF CHIROPRACTIC EXAMINERS (AR-97-0908)**
4 A.A.C. 7, Article 9, Unprofessional Conduct

Amend: R4-7-902
10. **ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AR-97-0909)**
9 A.A.C. 28, Article 7, Standards for Payments

Amend: R9-28-702 through R9-28-704, R9-28-706, R9-28-707, and R9-28-709 through R9-28-711
11. **ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AR-97-0910)**
9 A.A.C. 22, Article 9, Quality Control Review and Analysis

New Sections: R9-22-906
12. **ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AR-97-0911)**
9 A.A.C. 22, Article 3, Eligibility and Enrollment; Article 7, Standards for Payments

Amend: R9-22-342, R9-22-701 through R9-22-703, R9-22-705 through R9-22-707, R9-22-709 through R9-22-711, R9-22-715, and R9-22-717
13. **ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AR-97-0912)**
9 A.A.C. 22, Article 2, Scope of Services

New Sections: R9-22-201, R9-22-204, R9-22-205, R9-22-207 through R9-22-209, R9-22-212, and R9-22-215 through R9-22-217

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Amend: R9-22-206, R9-22-210, R9-22-211, and R9-22-213
Repeal: R9-22-101 through R9-22-205, R9-22-207 through R9-22-209, R9-22-212, and R9-22-214 through R9-22-217

14. ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM (AR-97-0913)

9 A.A.C. 28, Article 2, Covered Services

New Sections: R9-28-202, R9-28-205, and R9-28-206
Amend: R9-28-206, R9-28-210, R9-28-211, and R9-28-213
Repeal: R9-28-202, R9-28-203, R9-28-205, and R9-28-206

15. DEPARTMENT OF TRANSPORTATION (AR-97-0914)

17 A.A.C. 4, Article 2, Titles and Registration

New Section: R17-4-217

16. BOARD OF ACCOUNTANCY (AR-97-0915)

4 A.A.C. 1, Article 3, Certification and Registration Provisions

Amend: R4-1-341, R4-1-341.01, and R4-1-342

17. DEPARTMENT OF ADMINISTRATION (AR-97-0916)

2 A.A.C. 1, Article 9, Reimbursement for Vanpool Transportation

Amend: R2-1-901 through R2-1-904

18. WASTEWATER MANAGEMENT AUTHORITY OF ARIZONA (AR-97-0917)

18 A.A.C. 10, Article 1, Financing Wastewater Facilities and Nonpoint Source Discharge Programs

Repeal: R18-10-101 through R18-10-115

19. DEPARTMENT OF ADMINISTRATION - RISK MANAGEMENT (AR-97-0918)

2 A.A.C. 10, Article 1, Coverage and Claims Procedure

Amend: R2-10-101
New Section: R2-10-108

F. ADJOURNMENT

PLEASE NOTE THE FOLLOWING: THIS AGENDA IS SUBJECT TO CHANGE UP TO 24 HOURS BEFORE THE MEETING.

PERSONS WITH A DISABILITY MAY REQUEST A REASONABLE ACCOMMODATION, SUCH AS A SIGN LANGUAGE INTERPRETER, BY CONTACTING FRAN SIMPSON AT (602) 542-2058. REQUESTS SHOULD BE MADE AS EARLY AS POSSIBLE TO ALLOW TIME TO ARRANGE THE ACCOMMODATION.

A COPY OF THE AGENDA AND BACKGROUND MATERIAL PROVIDED TO COUNCIL MEMBERS (WITH THE EXCEPTION OF MATERIAL RELATING TO POSSIBLE EXECUTIVE SESSIONS) IS AVAILABLE FOR PUBLIC INSPECTION AT THE COUNCIL'S OFFICE, 1400 WEST WASHINGTON, SUITE #270, PHOENIX, ARIZONA 85007.

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**FIVE-YEAR-REVIEW REPORT SCHEDULE
JANUARY 1997 THROUGH DECEMBER 2001**

<u>Date Due</u>	<u>Agency</u>	<u>Title</u>	<u>Chapter (Article)</u>
Jan 97	Agriculture, Department of	3	2
Jan 97	Radiation Regulatory Agency	12	1 (7, 8, 10, and 13)
Feb 97	AHCCCS	9	22(3)
Feb 97	Manufactured Housing, Board of	4	34
Mar 97	Game & Fish Commission	12	4 (3 and 6)
Mar 97	Health Services, Department of	9	13
Apr 97	Environmental Quality, Department of	18	1
Apr 97	Environmental Quality, Department of	18	3
Apr 97	Environmental Quality, Department of	18	5
Apr 97	Environmental Quality, Department of	18	6
Apr 97	Environmental Quality, Department of	18	7
Apr 97	Environmental Quality, Department of	18	9 (1 and 2)
Apr 97	Health Services, Department of	9	7
Apr 97	Tax Appeals, State Board of	16	1
May 97	Administration, Department of	2	5
May 97	Administration, Department of	2	10
May 97	Hearing Impaired, Council for the	9	26
May 97	Public Safety Retirement System, Local Boards	13	8
May 97	Public Safety, Department of	13	1
May 97	Public Safety, Department of	13	2
May 97	Public Safety, Department of	13	3
May 97	Public Safety, Department of	13	6
Jun 97	Health Services, Department of	9	10 (2 - 4)
Jul 97	Emergency Affairs, Department of	8	2
Jul 97	Pharmacy, Arizona State Board of	4	23
Aug 97	Health Services, Department of	9	17
Aug 97	Health Services, Department of	9	19
Aug 97	Lottery Commission, Arizona State	19	3
Aug 97	Medical Examiners, Allopathic Board of	4	16
Sep 97	Coliseum and Exposition Center Board	3	12
Sep 97	Economic Security, Department of	6	8
Sep 97	Fire Safety Committee, State	4	34
Sep 97	Health Services, Department of	9	10 (6, 8, and 13)
Sep 97	Transportation, Department of	17	3
Oct 97	Agriculture, Department of	3	5
Oct 97	Health Services, Department of	9	5 (7-10)
Nov 97	Environmental Quality, Department of	18	2 (6, 8, and 14)
Nov 97	Health Services, Department of	9	10 (1)
Sep 00	Liquor Licenses & Control, Department of	19	1 (3)
Dec 97	Health Facilities Authority Board	4	35
Dec 97	Insurance, Department of	20	6 (7, 8, 10, 12, 14, 16, and 17)
Jan 98	AHCCCS	9	22 (1, 2, 5, and 6)
Jan 98	Transportation, Department of	17	4 (2, and 4)
Mar 98	Agriculture, Department of	3	3
Mar 98	Occupational Therapy Examiners, Board	4	43
Mar 98	Revenue, Department of	15	1

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Mar 98	Revenue, Department of	15	3
Mar 98	Revenue, Department of	15	4
Apr 98	Environmental Quality, Department of	18	2 (10)
May 98	Radiation Regulatory Agency	12	1 (4)
Jun 98	Economic Security, Department of	6	1
Jun 98	Economic Security, Department of	6	2
Jun 98	Economic Security, Department of	6	4
Jun 98	Economic Security, Department of	6	11
Jun 98	Health Services, Department of	9	9
Jun 98	Health Services, Department of	9	12
Jun 98	Health Services, Department of	9	24
Jul 98	Land Department	12	5 (1 - 5, 7 - 11, 17 - 22, and 24)
Jul 98	Navigable Stream Adjudication Commission	12	17
Aug 98	Accountancy, State Board of	4	1
Aug 98	AHCCCS	9	27
Aug 98	Criminal Justice Commission, Arizona	3	9
Aug 98	Grain Research and Promotion Council	10	4
Aug 98	Homeopathic Examiners, Board	4	38
Aug 98	Personnel Board, State	2	5.1
Sep 98	Agriculture, Department of	3	4 (1 - 4)
Sep 98	Radiation Regulatory Agency	12	1 (5)
Sep 98	Real Estate, Department of	4	28
Oct 98	Health Services, Department of	9	20
Oct 98	Health Services, Department of	9	10 (5 and 7)
Nov 98	Banking Department	20	4 (1 - 5)
Nov 98	Technical Registration, State Board of	4	30
Dec 98	Game and Fish Commission	12	4 (2 and 4)
Jan 99	Environmental Quality, Department of	18	4
Feb 99	Economic Security, Department of	6	13
Feb 99	Game and Fish Commission	12	4 (1)
Feb 99	Tax Deferred Annuity, Deferred Comp. Plans	2	9
Feb 99	Transportation, Department of	17	1
Feb 99	Transportation, Department	17	2
Mar 99	Agriculture, Department of	3	1
Mar 99	Health Services, Department of	9	21
Apr 99	Governor's Regulatory Review Council	1	6
Apr 99	Psychologist Examiners, Board of	4	26
Apr 99	Radiation Regulatory Agency	12	1 (3)
May 99	Barbers, Arizona Board of	4	5
May 99	Insurance, Department of	20	6 (11)
Jun 99	Health Services, Department of	9	1
Jun 99	Health Services, Department of	9	3
Jun 99	Parks Board, Arizona State	12	8
Jun 99	Revenue, Department of	15	2
Jun 99	Veterinary Medical Examining Board	3	11
Jul 99	Agriculture, Department of	3	4 (6 - 9)
Jul 99	Health Services, Department of	9	10 (11 and 14)
Jul 99	Physical Therapy Examiners, Board	4	24
Jul 99	Power Authority Commission	12	14
Aug 99	Health Services, Department of	9	4
Aug 99	Health Services, Department of	9	6

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Sep 99	AHCCCS	9	22 (4, 8 - 12) and 29
Sep 99	Banking Department	20	4 (6-11)
Oct 99	Administration, Department of	17	9 (1)
Oct 99	Economic Security, Department of	6	3 (18 and 25)
Oct 99	Economic Security, Department of	6	14
Nov 99	Osteopathic Examiners in Med & Surgery, Board	4	22
Nov 99	Physician's Assistants, Joint Board	4	17
Nov 99	Transportation, Department of	17	4 (5 - 9)
Dec 99	Environmental Quality, Department of	18	8
Dec 99	Radiation Regulatory Agency	12	1 (2)
Jan 00	Equalization, State Board of	16	2
Jan 00	Industrial Commission	20	5 (5, 6, and 8 - 10)
Jan 00	Revenue, Department of	15	12
Jan 00	Revenue, Department of	15	7
Jan 00	Revenue, Department of	15	10
Feb 00	Health Services, Department of	9	14
Feb 00	Health Services, Department of	9	10 (9, 10, 12, and 17)
Feb 00	Land Department Board of Appeals	12	5 (23)
Mar 00	Economic Security, Department of	6	6
Mar 00	Radiation Regulatory Agency	12	1 (17)
Apr 00	AHCCCS	9	28
Apr 00	Health Services, Department of	9	11
Apr 00	Health Services, Department of	9	18
May 00	Podiatry Examiners, Board of	4	25
May 00	Retirement System Board, State	2	8
Jun 00	Economic Security, Department of	6	12
Jun 00	Insurance, Department of	20	6 (4 - 6)
Jun 00	Optometry, State Board of	4	21
Jun 00	Radiation Regulatory Agency	12	1 (9)
Jul 00	Economic Security, Department of	6	10
Jul 00	Environmental Quality, Department of	18	12
Jul 00	Health Services, Department of	9	16
Jul 00	Health Services, Department of	9	23
Aug 00	Chiropractic Examiners, Board of	4	7
Aug 00	Radiation Regulatory Agency	12	1 (6, 12, and 14)
Aug 00	Water Quality Appeals Board	2	1
Sep 00	Administration, Department of	2	15
Sep 00	Liquor Board, State	19	1 (1)
Sep 00	Liquor Licenses & Control, Department of	19	1 (2)
Sep 00	Racing Commission, Arizona	19	2
Oct 00	Administration, Department of	2	7
Oct 00	Appraisal, Board of	4	46
Oct 00	Commerce, Department of	20	1 (1)
Oct 00	Cosmetology, Board of	4	10
Oct 00	Environmental Quality, Department of	18	10
Nov 00	Banking Department	20	4 (12 and 14 - 17)
Nov 00	Building & Fire Safety, Department of	4	36
Nov 00	Revenue, Department of	15	5
Nov 00	Tax Appeals, State Board of	16	3
Dec 00	Economic Security, Department of	6	5
Dec 00	Health Services, Department of	9	2

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Dec 00	Nursing, State Board of	4	19
Jan 01	Medical Radiologic Technology Board	12	2
Jan 01	Peace Officer Standards & Training Board	13	4
Jan 01	Structural Pest Control Commission	4	29
Jan 01	Veterans' Service Commission	4	40
Feb 01	Game and Fish Commission	12	4(5)
Feb 01	Water Resources, Department of	12	15
Mar 01	Arizona State Museum	12	6
mar 01	Environmental Quality, Department of	18	13
Mar 01	Executive Clemency, Board of	5	4
Mar 01	Health Services, Department of	9	8
Mar 01	Insurance, Department of	20	6(1 - 3)
Apr 01	Commerce, Department of	20	1(2)
Apr 01	Dental Examiners, State Board of	4	11
Apr 01	Equalization, State Board of	16	4
Apr 01	Radiation Regulatory Agency	12	1 (1 and 15)
May 01	Environmental Quality, Department of	18	2 (1 - 5, 7, 9, and 11)
Jun 01	Agricultural Employment Relations Board	4	2
Jun 01	Nursing/Custodial Home Managers, Board	4	33
Jun 01	Respiratory Care Examiners, Board of	4	45
Jul 01	Administration, Department of	2	1
Jul 01	Deposit, State Board of	2	15
Jul 01	Education, Private Postsecondary Board	4	39
Jul 01	Law Enforcement Merit System Council	13	5
Jul 01	Ombudsman Citizen's Aide, Office of	2	16
Aug 01	AHCCCS	9	22 (7)
Aug 01	Contractors, Registrar of	4	9
Aug 01	Funeral Directors and Embalmers, Board	4	12
Aug 01	Nursing, State Board of	4	19
Sep 01	Economic Security, Department of	6	3 (13 - 17 and 50 - 56)
Sep 01	Environmental Quality, Department of	18	2 (15)
Sep 01	Game & Fish Commission	12	4 (7)
Oct 01	Health Services, Department of	9	25
Oct 01	Naturopathic Physicians Board of Examiners	4	18
Oct 01	Opticians, Board of Dispensing	4	20
Oct 01	Tourism, Office of	20	3
Oct 01	Weights and Measures, Department	20	2
Nov 01	Administration, Department of	2	6
Nov 01	Behavioral Health Examiners, Board of	4	6
Nov 01	Boxing Commission, State	4	3
Nov 01	Environmental Quality, Department of	18	9 (7 and 8)
Nov 01	Oil and Gas Conservation Commission	12	7
Dec 01	Environmental Quality, Department of	18	11